



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
www.uspto.gov

MAILED

Paper No. 7

AUG 22 2003

**DIRECTOR'S OFFICE
TECHNOLOGY CENTER 2600**

**DECISION
ON PETITION**

ERIKO SHIMIZU
21 29 TSUNASHIMANISHI 5 CHOME
KOUHOKU KU
KANAGAWA 22300-53 JP JAPAN

In re Application of:
SHIMIZU, ERIKO
Application No. 09/331,008
Filed: July 8, 1999
For: **ELECTRONIC ZOOM IMAGE INPUT
METHOD**

This is a decision on the petition filed June 3, 2003 to reset the period for reply under MPEP § 710.06.

A non-final Office action was mailed to the address of record on March 13, 2003.

Petitioner asserts that part of the non-final Office action (part 2 of 2) was received on May 21, 2003, less than one month from the due date for the Applicant to respond.

MPEP 710.06 states in part the following:

The Office will grant a petition to restart the previously set period for reply to an Office action to run from the date of receipt of the Office action at the correspondence address when the following criteria are met:

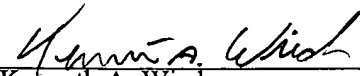
- (A) the petition is filed within 2 weeks of the date of receipt of the Office action at the correspondence address;
- (B) a substantial portion of the set reply period had elapsed on the date of receipt (e.g., at least 1 month of a 2- or 3-month reply period had elapsed); and
- (C) the petition includes (1) evidence showing the date of receipt of the Office action at the correspondence address (e.g., a copy of the Office action having the date of receipt of the Office action at the correspondence address stamped thereon, a copy of the envelope (which contained the Office action) having the date of receipt of the Office action at the correspondence address stamped thereon, etc.), and (2) a statement setting forth the date of receipt of the Office action at the correspondence address and explaining how the evidence being presented establishes the date of receipt of the Office action at the correspondence address.

Petitioner has supplied evidence complying with the above requirements.

Accordingly, the petition is **GRANTED**.

The three month shortened statutory period for reply is being reset to begin as of the May 21, 2003 receipt date of the non-final Office action.

The file is being forwarded to Central Files for Art Unit 2615 to await Applicant's response to the non-final Office action.


Kenneth A. Wieder
Special Program Examiner
Technology Center 2600
Communications